

**AUGUST 30, 2010  
PARMA CITY HALL COUNCIL CHAMBER  
SPECIAL COUNCIL MEETING  
7:09 P.M.**

The Special Council meeting was called to order by President of Council Charles M. Germana presiding:

COUNCIL MEMBERS PRESENT:	SEAN P. BRENNAN NICHOLAS J. CELEBREZZE BRIAN DAY MARY GALINAS ROY J. JECH LARRY NAPOLI KENNETH RAMSER TOM REGAS SCOTT M. TUMA
--------------------------	---

Mr. Mastroianni – Mr. President, the Roll of Council has been called, and I find a quorum of Council members present.

The following Officials and department heads were also present: Mayor Dean DePiero, Chief Assistant Law Director Tim Miller, Auditor Dennis M. Kish, Tax Commissioner Mike Mason, Service Director Brian Higgins, Safety Director Gregory Baeppler, Building Commissioner/City Engineer Paul Deichmann, Assistant Building Commissioner Don Graves, Communications and Community Relations Director Jack Marschall, Recreation Commissioner Mickey Vittardi. Director of Human Resources Elayne Siegfried, Senior Citizen Director Jo Ann Mason, Chief of Staff Meghann McCall, Economic Development Officer/Grant Writer Shelley Cullins and Clerk of Council Tom Mastroianni.

---

**DISPENSE WITH THE REGULAR ORDER OF BUSINESS**

Motion made by Councilman Jech seconded by Councilman Day to dispense with the regular order of business and to waive the Rules of Council, at this time, in order to hold this special Council Meeting. Motion carried.

---

Stated that this meeting is, officially, considered a special Meeting. However, we are going to treat it as a regular Council Meeting.

---

**INVOCATION**

The Invocation was given by Clerk of Council Tom Mastroianni. There was also a moment of silence in honor of former Mayor James W. Day.

---

**PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**

---

**NOTICE OF SPECIAL MEETING OF COUNCIL**

---

The State of Ohio )  
Cuyahoga County) ss: Police Chief Daniel Hoffman; Greetings  
City of Parma )

WHEREAS, it appears that the public business of this City requires that the Council meet in Special Session to consider such business as may come before it, and,  
WHEREAS, I have convened and do hereby convene said City Council to meet in Special Session on the 30<sup>TH</sup> Day of August, 2010, at 6:00 P.M. Eastern Daylight Savings time, at the Council Chamber in said City, to consider such matters as may come before it as fully and completely as might be done in regular session of said Council: -

1.     **6:00 P.M.           Special Committee Meetings:**  
          **Finance –           Ordinance No. 206-10**  
                              **Ordinance No. 193-10**  
          **Public Safety -   Ordinance No. 107-10**  
                              **Ordinance No. 203-10**  
                              **Ordinance No. 194-10**  
                              **DISCUSSION RELATIVE TO FINANCIAL DISCLOSURE**  
          **Planning –       Ordinance No. 110-10 (REPRESENTATIVES FROM SHEETZ WILL BE**  
                              **PRESENT)**  
                              **Ordinance No. 128-10**  
                              **Ordinance No. 133-10**  
          **Governmental – Ordinance No. 182-10**  
          **Appointment Scanning – Reappointment of Patrick O'Connor to Board of Zoning Appeals**  
2.     **6:45 P.M. – Public Hearing – Ord. No. 128-10 (Rezoning) and Ord. No. 133-10 "Approval**  
                              **of Plans"**  
3.     **7:00 P.M. - Special Council Meeting (See Attached Agenda)**

You are therefore commanded to summon: Mayor Dean E. DePiero, Law Director Timothy Dobeck, Auditor Dennis Kish, Treasurer Anthony C. Zielinski, Service Director Brian Higgins, Safety Director Gregory Baeppler, Council President Charles M. Germana, Sean Brennan, Nicholas J. Celebrezze, Brian Day, Mary Galinas, Roy J. Jech, Lawrence Napoli, Ken Ramser, Tom Regas and Scott M. Tuma to meet in Special Session as aforesaid for the purposes aforesaid.

Hereof fail not and have you then and there this Writ, with your return thereon in what manner you have executed the same.

In testimony whereof, I have hereunto set my hand and caused the  
Corporate seal of said City to be hereunto affixed, this 26<sup>th</sup> Day of  
of August, A.D., 2010

\_\_\_\_\_  
/s/ Charles M. Germana  
City of Parma   PRESIDENT OF COUNCIL CHARLES M. GERMANA

-----  
**CERTIFICATE OF SERVICE**  
**NOTICE OF SPECIAL MEETING OF COUNCIL**

I, Daniel A. Hoffman , Chief of Police of the City of Parma, Ohio, do hereby certify that on 26 Aug, 2010, I received the notices of a Special Meeting of Council, a copy of which is attached hereto, and that in accordance with the instructions given to me, I have served each person named in the notice with the notice either personally or by leaving a copy of such notice and the last of the persons named on the notices was served at his usual place of residence with the notice on 26 Aug, 2010 at 1651 hrs AM/PM, which date and time is more than twelve hours prior to the time of the Special Meeting.

Signed \_\_\_\_\_  
/s/ Daniel A. Hoffman  
Chief of Police,  
City of Parma, Ohio.

**VOICE VOTE:**

RESOLUTION NO. 219-10      8/30/10      L-219-10  
BY: T. REGAS, S. BRENNAN, N. CELEBREZZE, B. DAY, M. GALINAS, R. J. JECH,  
L. NAPOLI, K. RAMSER, S. TUMA

A RESOLUTION HONORING MARY WISE DIRECTOR OF PARMA  
AREA FAMILY COLLABORATIVE STUDENT SERVICES FAMILY PROGRAM  
COORDINATOR FOR THE PARMA SCHOOL SYSTEM

Motion made by Councilman Jech seconded by Councilman Day to adopt Resolution No.  
219-10. Motion carried.

---

RESOLUTION NO. 220-10      8/30/10      L-220-10  
BY: B. DAY, S. BRENNAN, N. CELEBREZZE, M. GALINAS, R. J. JECH, L. NAPOLI,  
K. RAMSER, T. REGAS, S. TUMA

A RESOLUTION HONORING PATRICK STASKO CITIZEN  
OF THE MONTH – JUNE 2010

Motion made by Councilman Jech seconded by Councilman Day to adopt Resolution No.  
220-10. Motion carried.

Clerk of Council – Read Resolution in its entirety.

Mayor DePiero – Presented a Proclamation and key to the City to Patrick Stasko and  
congratulated him.

Councilman Day – Presented a Resolution and certificate from the Law Director.

Mr. Stasko – Thanked everyone.

---

RESOLUTION NO. 221-10      8/30/10      L-221-10  
BY: N. CELEBREZZE, S. BRENNAN, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI,  
K. RAMSER, T. REGAS, S. TUMA

A RESOLUTION HONORING ELIZABETH MCGOLDRICK CITIZEN  
OF THE MONTH – JULY, 2010

Motion made by Councilman Jech seconded by Councilman Day to adopt Resolution No.  
221-10. Motion carried.

Clerk of Council – Read Resolution in its entirety.

Mayor DePiero – Presented a Proclamation and key to the City to Elizabeth McGoldrick  
and congratulated her.

Councilman Day – Presented a Resolution and certificate from the Law Director.

Ms. McGoldrick – Thanked everyone.

---

RESOLUTION NO. 224-10      8/30/10      L-224-10  
BY: N. CELEBREZZE, S. BRENNAN, B. DAY, R. J. JECH, M. GALINAS,  
L. NAPOLI, K. RAMSER, T. REGAS, S. M. TUMA

A RESOLUTION HONORING TERRY MILLER – 2010  
COACH OF THE YEAR YOUTH SOFTBALL/BASEBALL

Motion made by Councilman Jech seconded by Councilman Day to adopt Resolution no. 224-10. Motion carried.

Clerk of Council – Read Resolution in its entirety.

Mayor DePiero – Presented a Resolution to the family of Terry Miller.

Councilman Celebrezze – Presented a Resolution and certificate from the Law Director.

Mrs. Miller – Thanked everyone.

---

RESOLUTION NO. 225-10      8/30/10      L-225-10  
BY: K. RAMSER, S. BRENNAN, N. CELEBREZZE, B. DAY (SPECIAL MEETING)  
M. GALINAS, R. J. JECH, L. NAPOLI, T. REGAS, S. TUMA

A RESOLUTION HONORING THE LIFE OF JAMES W. DAY  
1924 – 2010

Motion made by Councilman Jech seconded by Councilman Day to adopt Resolution No. 225-10. Motion carried.

Council and the Administration made comments relative to Mayor Day and his many accomplishments.

---

**LEGISLATIVE COMMENT**

Terry Altoff, 57606 Regency Drive – Commented on the development of the Sheetz Gas Station and the cut-through traffic in the area.

---

**DISPOSAL OF JOURNAL**

Mr. Germana – Stated we have the Minutes from the Special Council Meeting of July 26, 2010, from the Public Hearing on August 2, 2010 and from the Special Council Meeting of August 9, 2010. Asked if there were any additions or corrections? Hearing none, the minutes will stand approved as printed.

---

**COMMUNICATIONS, PETITIONS AND CLAIMS**

The 2009 Annual Report was received from Parma Municipal Court. A hard copy is available in the Council Office.

---

Notice received from the Ohio Division of Liquor Control for a new D1, D3 and D3A Permit to Leefar Restaurant Company, 5324-5328 State Road & Patio, Parma, Ohio 44134. Mailed on July 29, 2010. Responses must be postmarked no later than August 30, 2010.

Mr. Germana – Copy of said Liquor Permit will be referred to the Ward Councilman and Safety Director.

---

Notice received from the Ohio Division of Liquor Control for a transfer of a C1, C2 and D6 Permit from May J. Sarrouh, dba Big Creek Convenience Store, 10211 Brookpark Road, Unit 1, Parma, Ohio 44130, to Krush Krupa, Co., LLC, dba Big Creek Convenience Store, 10211 Brookpark Road, Unit 1, Parma, Ohio 44130.

Mr. Germana – Copy of said Liquor permit will be referred to the Ward Councilman and Safety Director.

---

Notice received from the Ohio Division of Liquor Control for a new C1 and C2 Permit to Walgreen Co. dba Walgreens, 12634, 1415 Rockside Road, Parma, Ohio 44131.

Mr. Germana – Copy of said Liquor Permit will be referred to the Ward Councilman and Safety Director.



CONSTRUCTION OF RELATED IMPROVEMENTS AND NECESSARY  
APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Finance Committee

---

BY: S. TUMA                                      ORDINANCE NO. 227-10      8/30/10      L-227-10  
(By Request – Director of Public Service)                                      (SPECIAL MEETING)

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF  
AN AMOUNT NOT TO EXCEED \$875,000 OF NOTES OF THE CITY  
OF PARMA IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR  
THE PURPOSE OF RESURFACING ROADS, HIGHWAYS AND  
STREETS WITHIN THE CITY, AND NECESSARY APPURTENANCES  
THERETO, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Finance Committee

---

BY: S. TUMA                                      ORDINANCE NO. 228-10      8/30/10      L-228-10  
(By Request – Director of Public Service)                                      (SPECIAL MEETING)

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF AN  
AMOUNT NOT TO EXCEED \$300,000 OF NOTES OF THE CITY OF PARMA IN  
ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF  
PAYING FOR THE CONSTRUCTION OF A SALT DOME, AND THE  
ACQUISITION AND CONSTRUCTION OF RELATED IMPROVEMENTS AND  
NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Finance Committee.

---

**SECOND READING**

BY: N. CELEBREZZE, B. DAY, M. GALINAS, R. J. JECH,                                      ORDINANCE NO. 107-10      7/26/10      L-107-10  
L. NAPOLI, K. A. RAMSER, T. REGAS, S. M. TUMA                                      (SPECIAL MEETING)  
(By Request – Mayor)

AN ORDINANCE TO ENACT CHAPTER 725 "ENTERTAINMENT  
DEVICES AND ENTERTAINMENT DEVICE ARCADES" OF THE  
CODIFIED ORDINANCES OF THE CITY OF PARMA

Motion made by Councilwoman Galinas seconded by Councilman Day to amend Ordinance No. 107-10 as follows: That a ninth Whereas clause is hereby enacted to read as follows: 'Whereas, this Council finds the regulations affect the health, safety and welfare of the residents of Parma, and accordingly shall be applied retroactively upon passage.' That on page 1 of Exhibit 'A', the Section listings shall be amended to read as follows: 725.09 Existing Entertaining Device Arcades. That on page 6 of Exhibit "A", a portion of subsection (h) which currently reads as follows: 'recommendation of the Director of Public Safety'... shall be amended to read as follows: 'recommendation of the Building Commissioner'... that on Page 8, a new



Mr. Germana – Shall The statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 182-10 and Resolution No. 194-10 on three different days be dispensed with?

Yes: Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma.

No: None; motion carried.

---

	ORDINANCE NO. 182-10	7/26/10	L-182-10
BY:	S. BRENNAN	(SPECIAL MEETING)	

AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES TO APPROVE, ADOPT AND ENACT NEW MATTER IN THE CODIFIED ORDINANCES; TO REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND TO DECLARE AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Day to adopt Ordinance No. 182-10.

Yes: Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma.

No: None; motion carried.

---

	RESOLUTION NO. 194-10	8/9/10	L-194-10
BY:	S. BRENNAN, N. J. CELEBREZZE, DAY, GALINAS, JECH, NAPOLI, RAMSER, REGAS, TUMA	(SPECIAL MEETING)	

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 449-09-054, 8215 RENWOOD DRIVE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Day to adopt Resolution No. 194-10.

Yes: Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma.

No: None; motion carried.

---

**THIRD READING:**

	ORDINANCE NO. 110-10	5/3/10	L-110-10
BY:	N. J. CELEBREZZE, R. J. JECH		

AN ORDINANCE TO REZONE PERMANENT PARCEL NUMBER 453-03-001 LOCATED ON RIDGE ROAD, NEAR DAY DRIVE, IN THE CITY OF PARMA, FROM SINGLE FAMILY AA1 DISTRICT TO RETAIL BUSINESS C1 DISTRICT

Motion made by Councilman Jech seconded by Councilman Day to adopt Ordinance No. 110-10.

Yes: \*Brennan, Celebrezze, Day, \*Galinas, \*Jech, \*Napoli, Regas.

No: Ramser, Tuma; Ordinance No. 110-10 is adopted.

Councilman Brennan – Stated that Councilman Tuma is doing a great job on behalf of his residents, but feels the project will improve that blighted corner and will create jobs.





BY: M. GALINAS, N. CELEBREZZE, K. RAMSER (SPECIAL MEETING)  
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE SALE, BY INTERNET AUCTION,  
OF CERTAIN LOST, ANTIQUATED, ABANDONED, STOLEN, SEIZED  
AND/OR FORFEITED PROPERTY HELD BY THE CITY'S SAFETY  
DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Day to adopt Ordinance No.  
213-10.

Yes: Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma.

No: None; Ordinance No. 213-10 is adopted.

---

BY: S. M. TUMA ORDINANCE NO. 214-10 8/30/10 L-214-10  
(By Request – Auditor) (SPECIAL MEETING)

AN ORDINANCE AUTHORIZING THE TRANSFER OF APPROPRIATIONS  
WITHIN THE 2010 PERMANENT APPROPRIATIONS OF THE CITY OF  
PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Day to adopt Ordinance No.  
214-10.

Yes: Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma.

No: None; Ordinance No. 214-10 is adopted.

---

BY: S. M. TUMA RESOLUTION NO. 215-10 8/30/10 L-215-10  
(By Request – Auditor) (SPECIAL MEETING)

A RESOLUTION APPROVING THE CITY AUDITOR'S POST CERTIFICATION  
OF REQUISITIONS AS DETAILED IN EXHIBIT "A" AND DECLARING AN  
EMERGENCY

Motion made by Councilman Jech seconded by Councilman Day to adopt Ordinance No.  
215-10.

Yes: Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma.

No: None; Ordinance No. 215-10 is adopted.

---

BY: R. J. JECH, S. P. BRENNAN, N. CELEBREZZE RESOLUTION NO. 216-10 8/30/10 L-216-10  
B. DAY, M. GALINAS, L. NAPOLI, K. RAMSER, T. REGAS, S. M. TUMA (SPECIAL MEETING)  
(By Request – Service Director)

A RESOLUTION AUTHORIZING THE AUDITOR TO ACCEPT THE  
DONATION OF CURRENT SICK LEAVE ACCUMULATION INTO THE  
SICK LEAVE ACCOUNT OF ROBERT EZINSKI IN ORDER TO CONTINUE  
HIS PAYROLL WHILE HE IS OFF WORK DUE TO AN ILLNESS, AND  
DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Day to adopt Resolution No. 216-10.

Yes: Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma.

No: None; Ordinance No. 216-10 is adopted.

---

RESOLUTION NO. 228-10      8/30/10      L-228-10  
BY: T. REGAS, S. BRENNAN, N. CELEBREZZE, B. DAY (SPECIAL MEETING)  
M. GALINAS, R. J. JECH, L. NAPOLI, K. RAMSER, S. M. TUMA  
(By Request Mayor)

A RESOLUTION HONORING THE PARMA CITY SCHOOL DISTRICT FOR  
HAVING OBTAINED AN "EXCELLENT" RATING FROM THE OHIO DEPARTMENT  
OF EDUCATION'S ANNUAL DISTRICT REPORT CARD FOR THE 2009-2010  
SCHOOL YEAR, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Day to adopt Resolution No. 228-10.

Yes: Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma.

No: None; Resolution No. 228-10 is adopted.

---

#### **APPOINTMENTS AND CONFIRMATIONS**

Councilman Ramser – Stated that the Appointment Scanning Committee met this evening to discuss the following request from Mayor DePiero:

Reappointment of Mr. Patrick O'Connor to the Board of Zoning Appeals. Mr. O'Connor's current term will end on September 21, 2010. His new term will commence on September 22, 2010, and will be for five (5) years ending on September 21, 2015.

Motion made by Councilman Ramser seconded by Councilman Day to confirm the above mentioned appointment as recommended by the Appointment Scanning Committee of Council. Motion carried.

---

#### **PUBLIC SESSION**

Dolores Drabek, 7696 Cecilia Drive – Thanked the Mayor and Mr. Germana for giving her husband his First Amendment rights. Further commented on the assassination of character of Mr. Drabek.

---

Martin Drabek, 7696 Cecilia Drive – Congratulated the Mayor on the birth of his son. Commented on his street getting completed. Commented on yellow journalism.

---

#### **MISCELLANEOUS BUSINESS**

Safety Director Baeppler – No comment.

---

Service Director Higgins – No comment.

---

Tax Commissioner Mason – No comment.

---

Chief Assistant Law Director Miller – No comment.

---

Auditor Kish – No comment.

---

Motion made by Councilman Jech seconded by Councilman Ramser to eliminate the round robin this evening. Motion carried.

---

**ADJOURNMENT**

Motion made by Councilman Day seconded by Councilman Regas to adjourn the special Council Meeting. Motion carried.

---

**CERTIFICATION**

I, Thomas Mastroianni, Clerk of Council for the City of Parma, Ohio do hereby certify this to be a true and correct copy of the Minutes from the Special Council Meeting held on Monday, August 30, 2010.

---

THOMAS MASTROIANNI  
CLERK OF COUNCIL

---

CHARLES M. GERMANA  
PRESIDENT OF COUNCIL

Meeting adjourned at 8:30 P.M./lk

(MINUTES COMPLETED ON SEPTEMBER 14, 2010)